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DATE: October 20, 2008

PTO IDENTIFIER: Application Number 10/534,010-Conf. #2794  
Patent Number

Inventor: Theodore L. Deweese et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: EDWARDS ANGELL PALMER &amp; DODGE LLP

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Attorney Dkt. #: 59564(71699)

PAGES (Including Cover Sheet): 12

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PTO/SB/97 (09-04)

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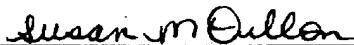
Application No. (if known): 10/534,010

Attorney Docket No.: 59564(71699)

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Fee Transmittal  
Amendment  
Amendment Transmittal (1 page)

OCT 20 2008

AMENDMENT TRANSMITTAL LETTER				Docket No. 59564(71699)	
Application No. 10/534,010-Conf. #2794	Filing Date May 5, 2005	Examiner K. Chong		Art Unit 1635	
Applicant(s): Theodore L. Deweese et al.					
Invention: ENGINEERED RNAI ADENOVIRUS SILENCING EXPRESSION (ERASE) OF DNA REPAIR PROTEINS					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
Total Claims	20	Highest Number Previously Paid	0	Rate	0.00
Independent Claims	3	- 3 =	0	x 110.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b> 0.00					
<input type="checkbox"/> Large Entity	<input checked="" type="checkbox"/> Small Entity				
<input type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____ A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 04-1105 as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Dated: October 20, 2008					
_____ Jonathan M. Sparks, Ph.D. Attorney/Agent Reg. No.: 53,624					
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Application No.: 10/534,010

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Docket No.: 59564(71699)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Theodore L. Deweese et al.

Application No.: 10/534,010

Confirmation No.: 2794

Filed: May 5, 2005

Art Unit: 1635

For: ENGINEERED RNAI ADENOVIRUS  
SILENCING EXPRESSION (ERASE) OF  
DNA REPAIR PROTEINS

Examiner: Kimberly Chong

**RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Non Final Office Action dated July 18, 2008, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

BOS2 698651.1